



April 26, 2010

Jeff Kirby  
Superior Crude Gathering  
PO Box 260784  
Corpus Christy, TX 78426

Subject: Tank 15 – Temporary Containment based on April 22, 2010 Site Inspection of Superior Crude Gathering near Ingleside, San Patricio County, Texas – Compliance with EPA Order Requirement IV.17.C

Dear Mr. Kirby,

Mr. Joseph B. Hossley, P.E., BCEE, of Alliant Environmental, LLC, conducted an on-site inspection of your facility near Ingleside, San Patricio County, Texas on April 22, 2010. Superior Crude Gathering operates two storage tanks at this location, Tanks 15 and 16. Mr. Hossley reviewed the compliance of the secondary containment for these two tanks with Spill Prevention Countermeasures and Control (SPCC) regulations (40 CFR 112.8(c)) and National Fire Protection Association (NFPA) Code 30 (NFPA 30 Section 9.13).

The secondary containment area for these two tanks will be managed as a single containment area which is rectangular with approximate dimensions of 385 ft. by 200 ft. The capacity of Tanks 15 and 16, each 100 feet in diameter, is approximately 55,000 barrels (2,310,000 gallons) each. The capacity calculations also included adequate room for precipitation using the 25-year, 24-hour storm event for this area (between 9 and 10 inches). Assuming that the area of one of the tanks is not available for containment (only one tank leaking), then the approximate height of the Tank 15/16 containment berm is 6'0" in order to adequately contain 100% of the largest tank (55,000 bbl) and provide enough capacity for precipitation.

At the time of my site visit (April 22, 2010), Superior Crude Gathering was still working on a remediation of the soils inside the containment berms and repairing low spots on the containment berm around Tank 16 (vehicle access). It is my understanding that once the soil remediation and the dike repairs are complete, including raising the dike height to approximately 6'0", then Superior Crude Gathering will contract with a Registered Land Surveyor (RLS) to document the final elevations of the secondary containment for Tanks 15/16. An as-built drawing will be prepared based on these final elevations by the RLS. I will review this as-built drawing to confirm that a minimum of 55,000 bbl of capacity is available (less 10" for precipitation).

Until these permanent modifications are complete, Superior Crude Gathering would like to manage liquids in Tank 15. Based on the height of the berms around Tanks 15 and 16 at the time of the site visit (April 22, 2010), approximately 5'0", the capacity of the containment for Tank 15 is approximately 45,000 bbl. This is assuming the portion of the berm that has been removed for vehicle access is replaced and this portion of the berm is returned to the height of the existing berm (approximately 5'0"). At the conclusion of each working day, this portion of the berm will be replaced and the containment berm will be complete and intact except when personnel are present and access is needed for the remediation of the soils inside the containment berm.

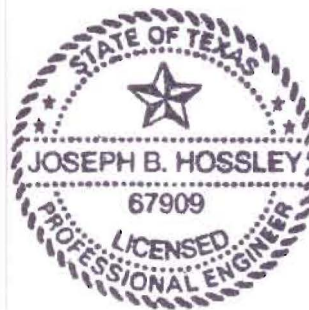
In accordance with 40 CFR 112.3(d), I hereby certify that I am familiar with the provisions of 40 CFR Part 112 – Oil Pollution Prevention and that I have visited and examined the Superior Crude Gathering facility near Ingleside, San Patricio County, Texas. The existing containment dike for Tank 15 is adequate for the management of approximately 45,000 bbl of oil contingent on the replacement of the dike currently removed for vehicle access. Anytime this portion of the containment berm is removed, personnel will be present on-site and will replace this portion of the berm immediately if liquids are observed leaking from Tank 15.

Thank you for the opportunity to assist you with this project. If you have any questions, please don't hesitate to contact me at 512-779-3110.

Sincerely,  
ALLIANT ENVIRONMENTAL, LLC  
Engineering Firm Registration Number: 9845



Joseph B. Hossley, P. E., BCEE  
PE Registration Number: Texas 67909



cc: Al Espinosa, Turnstone EH&S Inc.  
Shawn Flannigan, Alliant Environmental, LLC